

Application No.: 10/753,719

Docket No.: JCLA12587-R

REMARKS**Present Status of the Application**

The Office Action rejected claims 1-13 under 35 U.S.C. 103(a) as being unpatentable over Fujita et al. (US 2003/0085994; hereinafter Fujita) in view of Korman et al. (US 2003/0107487; hereinafter Korman). Applicant has amended independent claim 1 and 7 to improve clarity. After entry of amendments, claims 1-13 remain pending in the present application, and reconsideration of those claims is respectfully requested.

Discussion of Claim Rejections under 35 USC 103

The Office Action rejected claims 1-13 under 35 U.S.C. 103(a) as being unpatentable over Fujita in view of Korman. Applicant respectfully traverses the rejections for at least the reasons set forth below.

1. As emphasized in previous Responses, the present invention uses the wireless manner to transmit the image data between the data recorder and the image processor. The features are recited in independent claim 1 and 7.

Although the features have been clearly recited, Applicant has amended independent claims 1 and 7 to emphasize that the image data is directly transmitted to the transceiver and the image processor. In other words, there is no need a gateway as required in Korman to transmit data. The present invention can improve the efficiency and simplicity for the data transmission.

2. Further, Applicant has to emphasize the following features of the present invention again.

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According to the present invention, the image data can be fetched at any time. *It is not necessary to wait* for the completion of taking image data by the endoscope to observe the image data.

Differently, prior art has to wait for the completion of taking data to observe the image data.

3. In addition, the image data can be fetched at any time by trigger in the present invention. The trigger can be made through the data recorder or the image processor. Dependent claims 3, 5, 9, 10, and 12-13 recite that *the image data stored in the data recorder can be transmitted at anytime when being triggered, ie, by the data recorder or the image processor.*

Fujita and Korman do not specifically disclose the trigger manner in transmitting diagnostic data while the data recorder still keeps on collecting data. This is helpful for the diagnosing personnel to perform diagnosis. However, the raw data are still stored in the data recorder without loose.

4. Further, the present invention is particularly directed to the capsule type endoscope system, so as to transmit the image data.

Even though Korman discloses the wrist-mounted device to transmit the physiological parameter, such as the information of heart pulsation, Korman does not specifically disclose the capsule type endoscope system for transmitting the image data. The capsule is moving inside the human body to detect, for example, the digestive system of the human body.

It should be noted that the operation mechanisms for the wrist-mounted device and the

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capsule type endoscope inside the human body are different. Therefore, the time and the data information are in different consideration. Basically, Korman cannot be used in combination with Fujita for solving the consideration of the present invention.

For at least the foregoing reasons, Applicant respectfully submits that independent claims 1 and 7 patently define over the prior art, and should be allowed. For at least the same reasons, dependent claims 2-6 and 8-13 patently define over the prior art references as well.

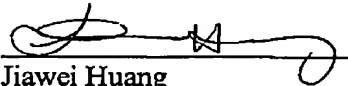
CONCLUSION

For at least the foregoing reasons, it is believed that all the pending claims 1-13 of the invention patently define over the prior art and are in proper condition for allowance. If the Examiner believes that a telephone conference would expedite the examination of the above-identified patent application, the Examiner is invited to call the undersigned.

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Respectfully submitted,
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